JOHN F. COOK MAYOR

JOYCE WILSON CITY MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
J. ALEXANDRO LOZANO, DISTRICT 3
MELINA CASTRO, DISTRICT 4
PRESI ORTEGA, JR., DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7

BETO O'ROURKE, DISTRICT 8

AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS TUESDAY, OCTOBER 25, 2005 9:00 A.M.

AND

SPECIAL COUNCIL MEETING/COUNCIL WORK SESSION COUNCIL/STAFF QUESTION AND ANSWER SESSION 10TH FLOOR, CONFERENCE ROOM MONDAY, OCTOBER 24, 2005 4:00 P.M.

ROLL CALL

Invocation – Reverend Robert D. Hooks Pledge of Allegiance

RECOGNITIONS

- 1. PRESENTATION OF PLAQUE TO PAULA POWELLPARKS AND RECREATION SPORTS MANAGER
- 2. PRESENTATION OF "STAR OF THE MOUNTAIN AWARD" TO JOE SIERRA

CALL TO THE PUBLIC - PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/city clerk/contact public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

Requests to speak must be received by 9:00 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

1. APPROVAL OF MINUTES: [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for the Regular City Council Meeting of October 18, 2005 and the Special City Council Meetings of October 13, (Strategic Planning), October 17, (Agenda Review) and October 17, 2005 (Sun City Ambulance Ordinance Introduction).

- 2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:
- 3. RESOLUTIONS:
 - **3A.** That the Mayor be authorized to sign an Agreement between the United States of America acting through the Transportation Security Administration and the City of El Paso relating to the delivery and installation of Explosive Detection System at the baggage make-up area located in the Security Identification Display Area of the El Paso International Airport. (**District 3**) [Airport, Patrick T. Abeln, (915) 780-4724]
 - **3B.** That the Mayor be authorized to sign an amendment to the City-County Cooperative Agreement establishing the El Paso City-County Health & Environmental District to establish a procedure to grant the Director of the Health District the authority to sign certain contract and grant documents and agreements on an emergency basis. [City Attorney's Office, Elaine Hengen, (915) 541-4550]
 - That the City Manager be authorized to sign a Contract of Sale by and between the CITY OF EL PASO and CATHOLIC PROPERTIES OF EL PASO, for the acquisition of a .66 acre tract of land being a portion of Tract 4B2A, Block 12, Ysleta Grant, El Paso, El Paso County, Texas, in the amount of THIRTEEN THOUSAND AND NO/100THS DOLLARS (\$13,000.00), to be used for the Indian Place Street & Drainage Improvement Project.
 Funding Source: # PBE04ST112; Fund: 29127; Department: 14200403; Account: 508000. (District 7)
 [Deputy City Manager, Development and Infrastructure Services, Patricia D. Adauto, (915) 541-4853]
 - **3D.** That the City Manager be authorized to execute an Agreement between the City of El Paso and West Texas Confederation of Clubs for the Motorcycle Toy Run on November 6, 2005, which constitutes an important public purpose of benefit to the City and citizens of El Paso. The Agreement provides that the City will make available the necessary funds to cover the costs of the on-duty police traffic control assistance, not to exceed thirty-five (35) on-duty police officers and thirty-five (35) vehicles for the parade. [Development Services, R. Alan Shubert, (915) 541-4560]
 - **3E.** That the City Manager be authorized to sign a Contract between the CITY OF EL PASO and YVONNE V. GUINN, to assist the Information Technology Department as a Public Safety Technology Manager at a biweekly rate of \$2,961.48 for 40 hours per week. The term of the contract shall be for the period of October 30, 2005 through October 29, 2006.

Fund Source: 39010352-501000-01101

[Information Technology Department, Tony Montoya, (915) 541-4288]

4. REINSTATEMENT: Request for name to be placed on Reinstatement List in accordance with Article VI, Section 6.10.10, of the Civil Service Charter Provisions:

Marquez, Ricardo – Automated Refuse Collection Operator [Environmental Services, Ellen A. Smyth, (915) 621-6719]

5. Request from Angel Castañeda of the Street Department for Special Sick Leave. [Street Department, Daryl W. Cole, (915) 621-6750]

6. BOARD APPOINTMENTS:

- **6A.** Richard del Hierro to the Information Technology Advisory Board by Representative Presi Ortega, Jr., District 5. [Representative Presi Ortega, Jr., (915) 541-4189]
- **6B.** Luis G. Sariñana to the City Plan Commission by Representative Eddie Holguin, Jr., District 6. [Representative Eddie Holguin, Jr. (915) 541-4178]

7. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events. [Development Services, R. Alan Shubert, (915) 541-4560]

- 7A. West Texas Confederation of Clubs to hold a motorcycle toy run on November 6, 2005 from 11:16 a.m. to 12:30 p.m. Route: Start at the Stateline Restaurant on Sunland Park Dr. to Paisano Dr., turn right on Paisano Dr. to Boone, turn right on Boone to Delta, turn left on Delta to North Loop, turn right on North Loop to Lee Trevino, turn left on Lee Trevino to Gateway East and finish at Margarita's Night Club. Approximately 400 persons and 300 motorcycles will take part. Request waiver of fee for processing the application and waiver of fees for the necessary police traffic assistance. Signed affidavit submitted. PERMIT # 05-158 [Armando Parra] (Districts 1, 3, 6, 7 and 8)
 NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. TX DOT FORM LETTER. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 35 OFFICERS AND 35 VEHICLES. ESTIMATED COST TO CITY: \$319.50 ESTIMATED COST TO APPLICANT: \$2305.50. THE
- **7B.** Roberts Neighborhood Association to use amplification (2 speakers, 1 microphone and 1 amplifier) at Thorn Park 5260 Mace on October 31, 2005 from 5:00 p.m. to 8:00 p.m. for a Halloween carnival. Approximately 500 persons will take part. PERMIT # 05-159 [Edwin A. Cheslik] (**District 1**) NO OBJECTIONS FROM PARKS. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF DEVELOPMENT SERVICES RECOMMENDS APPROVAL.

OFFICE OF DEVELOPMENT SERVICES RECOMMENDS APPROVAL.

7C. Sexual Trauma & Assault Response Services (S.T.A.R.S.) to hold a foot race/walk on November 5, 2005 from 9:00 a.m. to 10:00 a.m. Route: Start at Marwood Park on Roxbury to River Bend, turn right on River Bend to Sunset, turn left on Sunset to Vista Del Monte, turn right on Vista Del Monte to Meadowlark, turn right on Meadowlark to Camino Real, turn left on Camino Real to Montoya, turn left on Montoya to Meadowlark, turn left on Meadowlark to Vista Del Monte, turn right on Vista Del Monte to Sunset, turn left on Sunset to River Bend, turn right on River Bend to Perth, turn left on Perth to Sussex, turn left on

Sussex to Roxbury, turn left on Roxbury and finish at the park. Approximately 200 persons will take part and 75 spectators are anticipated. This request includes permission to use amplification (1 portable speaker and 1 microphone). PERMIT # 05-161 [Ari Medina] (Districts 1 and 8)

NO OBJECTIONS FROM FIRE, SUN METRO, PARKS AND TRAFFIC/ENGINEERING. THE ELPASO POLICE DEPARTMENT HAS NO OBJECTIONS WITH THIS EVENT. THE DEPARTMENT WILL POLICE THE EVENT WITH 15 OFFICERS AND 15 VEHICLES. ESTIMATED COST TO CITY: \$213.00; ESTIMATED COST TO APPLICANT: \$537.00. THE OFFICE OF DEVELOPMENT SERVICES RECOMMENDS APPROVAL.

- 7D. Luz Elena Lazar to block off Michelangelo between 1268 and 1277 on October 29, 2005 from 6:00 p.m. to 12:00 a.m. for a block party. Approximately 6 persons will take part and 30 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". PERMIT # 05-162 [Luz Elena Lazar] (District 6)
 NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF DEVELOPMENT SERVICES RECOMMENDS APPROVAL.
- 7E. Belen Ibarra to block off Wind River between 612 and 620 on October 29, 2005 from 8:00 a.m. to 6:00 p.m. for a matachines block party. Approximately 29 persons will take part and 50 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". PERMIT # 05-163 [Belen Ibarra] (District 1)

 NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF DEVELOPMENT SERVICES RECOMMENDS APPROVAL.
- 7F. Tina L. Olson to block off Crown Ridge Dr. between 7012 and 7029 on October 29, 2005 from 2:00 p.m. to 6:00 p.m. for a neighborhood block party. Approximately 50-100 persons will take part. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices". This request includes permission to use amplification (1 boom box and 1 microphone). PERMIT # 05-164 [Tina L. Olson] (District 1)

 NO OBJECTIONS FROM FIRE, SUN METRO AND TRAFFIC/ENGINEERING. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF DEVELOPMENT SERVICES RECOMMENDS APPROVAL.
- 7G. Parks and Recreation to use amplification (1 microphone, 1 amplifier and 2 speakers) at Carolina Skate Park 563 N. Carolina Dr. on October 29, 2005 from 1:00 p.m. to 9:00 p.m. for a Halloween Skateboard Function. Approximately 200-400 persons will take part and 50-150 spectators are anticipated. PERMIT # 05-165 [Greg Walter] (District 3) NO OBJECTIONS FROM PARKS. THE EL PASO POLICE DEPARTMENT HAS NO OBJECTION WITH THIS EVENT. THE DEPARTMENT WILL MONITOR THE EVENT AS NECESSARY WITH THE DISTRICT CAR. THERE WILL BE NO COST TO CITY OR APPLICANT. THE OFFICE OF DEVELOPMENT SERVICES RECOMMENDS APPROVAL.

REGULAR AGENDA

8. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

Public comment typically is not taken during the introduction of ordinances. Public comments are invited at the date of the scheduled public hearing.

- 8A. An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules) Section 12.88.030 (Schedule III Parking Prohibited at all times on Certain Streets) to add a new location on Castner Drive, both sides, between Lee Trevino Drive and Kessler Drive. The penalty being as provided in Section 12.84.010 of the El Paso Municipal Code. (District 7)
 [Engineering Traffic, Ted Marquez, (915) 541-4035]
- 8B. An Ordinance amending Title 12 (Vehicles and Traffic) adding Chapter 12.21 (Dangerous Intersection Monitoring System and Enforcement) of the El Paso Municipal Code to impose a Civil Penalty for Creating Dangerous Intersections adding provisions relating to Definitions; Civil Penalty; Enforcement and Procedures; Administrative Hearing; Affirmative Defenses; Orders of Hearing Officer; Appeal; and Effect of Liability.

 [Police Department, Assistant Chief Paul Cross, (915) 564-7310]

PUBLIC HEARING WILL BE HELD ON NOVEMBER 8, 2005 FOR ITEMS 8A - 8B

- An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, by adding a defined use at Section 20.02.142 (Boutique Bottling) and amending Sections 20.36.020, 20.38.020, 20.40.020, 20.42.020, 20.44.020 and 20.52.040 (Permitted Uses) to provide that such use be permitted in C-1, C-2, C-3, C-4 and C-5 (Commercial) and S-D (Special Development) zoning district classifications. The penalty is as provided in Chapter 20.68 of the City of El Paso Municipal Code. (All Districts) [Planning, Kimberly Forsyth, (915) 541-4631]
- 8D. An Ordinance changing the zoning of Parcel A: a portion of Tract 10A, 10E, 12 and 13, Nellie D. Mundy Survey No. 239, El Paso, El Paso County, Texas from R-3 (Residential) to R-3A (Residential); Parcel B: a portion of Tracts 10A and 10E, Nellie D. Mundy Survey No. 239, El Paso, El Paso County, Texas from R-3 (Residential) to A-O (Apartment-Office); and Parcel C: a portion of Tracts 10A and 10E, Nellie D. Mundy Survey No. 239, El Paso, El Paso County, Texas from R-3 (Residential) and PMD (Planned Mountain Development) to C-3/C (Commercial/Condition). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Subject Property: 7800 Block of Transmountain Road. Applicant: RVE Unit 18 Ltd. ZON05-00080 (District 1) [Planning, Christina Valles, (915) 541-4930]
- An Ordinance granting Special Permit No. ZON05-00088, to allow for a planned residential development on Emerald Valley Estates, El Paso, El Paso County, Texas, pursuant to Section 20.12.040 (Zoning) of the El Paso Municipal Code. The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Subject Property: 5500-5600 Blocks of Cory Drive. Applicant: Winton & Associates, Inc. ZON05-00088 (District 1) [Planning, Christina Valles, (915) 541-4930]

- 8F. An Ordinance changing the zoning of a 2.98 acre portion of Block 33, Sage Addition, Second Replat, Section Two, El Paso, El Paso County, Texas from C-2 (Commercial) to C-3 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Subject Property: 1060 Carolina Drive. Applicant: Hillcrest Funeral Home. ZON05-00095 (District 7) [Planning, Christina Valles, (915) 541-4930]
- An Ordinance granting Special Permit No. ZON05-00096, to allow for a crematory on the property described as a 2.98 acre portion of Block 33, Sage Addition, Second Replat, Section Two, El Paso, El Paso County, Texas, pursuant to Section 20.40.040 of the El Paso Municipal Code. The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Subject Property: 1060 Carolina Drive. Applicant: Hillcrest Funeral Home. ZON05-00096 (District 7) [Planning, Christina Valles, (915) 541-4930]

PUBLIC HEARING WILL BE HELD ON NOVEMBER 15, 2005 FOR ITEMS 8C - 8G

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

9. DEVELOPMENT SERVICES - PLANNING: [Planning, Rudy Valdez, 541-4635]

Discussion and action on directing Development Services staff to process a request by the Town of Horizon City that the City of El Paso release certain properties (C.D. Stewart Sections 320 and 321) located in the City of El Paso's extraterritorial jurisdiction in order to permit the inclusion of such properties in Horizon City's corporate limits.

10. PUBLIC HEARING - FINANCIAL SERVICES:

[Financial Services, Byron E. Johnson, (915) 541-4308]

Public Hearing to make a determination by City Council that Spartan Construction Services Inc., is not a responsible bidder on The Teakwood Road & Sequoia Court, Street & Drainage Improvements Bid No. 2005-254.

The project location is in District No. 3, Teakwood Road & Sequoia Court.

On Wednesday September 21, 2005 bids were opened for Teakwood Road & Sequoia Street & Drainage Improvements, Solicitation Number 2005-254. Upon completion and review of the official bid tabulation for the subject project, it was determined that the apparent low bidder was Spartan Construction Services Inc.

Spartan Construction presented insufficient information in regards to experience and expertise. It is the opinion of City Staff and the City's design consultant, on Teakwood Road & Sequoia Court, Street & Drainage Improvements Project, that Spartan Construction Services Inc. is not a responsible bidder.

After closing of the hearing staff recommends passage of a motion stating that Spartan Construction Services is deemed a non-responsible bidder for Bid Number 2005-254. POSTPONED FROM 10/18/05

11. BIDS:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

11A. Solicitation No.: 2005-254 Teakwood Road and Seguoia Court,

Street and Drainage Improvements

Location: Teakwood Road and Sequoia Court Contractor: Danny Sander Construction, Inc.

El Paso, TX

Department: Street

Funds Available: 71150069-G7130CD0021-07803-508027

71150069-G7130CD0022-07838-508027

Funding Source: Community Development Grant's G7130CD0021

and G7130CD0022

Items: Base Bid 1 \$493,175.50

Base Bid 2 \$ 38,682.00 Base Bid 3 \$ 41,345.00 Total Award: \$573,202.50 Estimated Completion Date March 2006

District (s): 3

RECOMMENDATION:

The Departments of Engineering and Street recommend the award of this contract to Danny Sander Construction, Inc., the lowest responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council. POSTPONED FROM 10/18/05 [Financial Services, Byron E. Johnson, (915) 541-4308]

11B. Solicitation No.: 2005-254 Teakwood Road and Sequoia Court,

Street and Drainage Improvements

Location: Teakwood Road and Sequoia Court Contractor: Spartan Construction Services, Inc.

El Paso, TX

Department: Streets

Funds Available: 71150069-G7130CD0021-07803-508027

71150069-G7130CD0022-07838-508027

Funding Source: Community Development Grant's G7130CD0021

and G7130CD0022

Items: Base Bid 1 \$427,234.00 Base Bid 2 \$45,440.00

Base Bid 3 \$ 62,990.00 Total Award: \$535,664.00 Estimated Completion Date: March 2006

District (s): 3

RECOMMENDATION:

The Departments of Engineering and Streets recommend the award of this contract to Spartan Construction Services, Inc., the low responsible, responsive bidder. It is requested that the City Manager of the City of El Paso be authorized to sign the referenced contract.

Work under the unit price component is only an estimated value and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

As part of the award of this contract, the City Engineer is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$25,000 per numbered change order, and not to exceed the total of 25% of the original contract price as awarded, without further authorization by City Council.

[Purchasing Department, Byron Johnson, (915) 541-4308]

12. PUBLIC HEARING - FIRE:

An Ordinance granting a renewal of the franchise for Sun City Ambulance Service, Inc., DBA, Rio Grande Ambulance Services, to operate a non-emergency ambulance transfer services. [Fire Department, Assistant Fire Chief Manny Chavira, (915) 771-1000]

13. PUBLIC HEARINGS – PLANNING:

13A. An Ordinance changing the zoning of Tracts 2B2, 2B4 and 2B4A, Block 18, Ysleta Grant, El Paso, El Paso County, Texas from R-3 (Residential) to S-D (Special Development District). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Subject Property: 7929 Heid Ave. Applicant: Ramon/Rosina Frescas Jr. ZON05-00023 (**District 7**) [Planning, Christina Valles, (915) 541-4930] POSTPONED FROM 10/18/05

13B. An Ordinance changing the zoning of a portion of Tract 7L2, Fresno Place, El Paso, El Paso County, Texas from C-1/SC (Commercial/Special Contract) to C-2/SC (Commercial/Special Contract). The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Subject Property: 7958-7960 Alameda Ave. Applicant: Rodolfo & Lilia M. Segoviano. ZON05-00092 (District 7) [Planning, Christina Valles, (915) 541-4930]

- 13C. An Ordinance granting Special Permit No. ZON05-00099, to allow for a dance hall on the property described as Tract 7L2, Fresno Place, El Paso, El Paso County, Texas, pursuant to Section 20.38.040 of the El Paso Municipal Code. The penalty is as provided for in Chapter 20.68 of the El Paso Municipal Code. Subject Property: 7958-7960 Alameda Ave. Applicant: Rodolfo & Lilia M. Segoviano. ZON05-00099 (District 7) [Planning, Christina Valles, (915) 541-4930]
- **13D.** An ordinance granting a Special Privilege to the El Paso Downtown Management District authorizing the encroachment of temporary street displays (banners) over portions of public right-of-way to be placed within the Downtown Banner District. (Fee: \$10.00, SP-05022) (**District 8**) [Planning, Esther Guerrero, (915) 541-4720]
- 14. The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071 CONSULTATION WITH ATTORNEY

Section 551.072 DELIBERATION REGARDING REAL PROPERTY

Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS

Section 551.074 PERSONNEL MATTERS

Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- **14A.** Jacob Paz v. James O'Connor, et. al.; Cause No. EP-05-CA-0101-FM in the United States District Court for the Western District of Texas (551.071) [City Attorney's Office, Laura P. Gordon, (915) 541-4550]
- **14B.** George De Angelis vs. City of El Paso, et. al.; Cause No. EP-05-CA-0113-DB in the United States District Court for the Western District of Texas (551.071) [City Attorney's Office, Laura P. Gordon, (915) 541-4550]
- **14C.** Resler Interstate 10 Development Co., Inc. and Hunt Building Company, Ltd. vs. City of El Paso, et al; Cause No. 2004-3507 in the County Court at Law No. 5. [City Attorney's Office, Laura P. Gordon, (915) 541-4550]

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

http://www.elpasotexas.gov